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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 DONALD L. PATE,

12 Plaintiff,

13 v.

14 KITSAP COUNTY, a political subdivision of
15 the State of Washington, TERRY K.
16 COUSINS, INDIVIDUALY AND IN HER
17 OFFICIAL CAPACITY AS A Kitsap County
18 Corrections Officer; and STATE OF
19 WASHINGTON,

20 Defendants.

21 NO. C07-5331 KLS

22 ORDER ALLOWING DENYING
23 MOTION FOR JURY VIEW

24 This matter comes before the Court on the Plaintiff's Motion for Jury to Take A View (Dkt. #52).

25 The Defendants filed their Response (Dkt. #59 and 60).

26 BACKGROUND

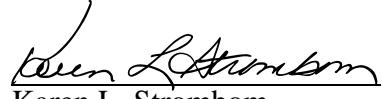
27 Mr. Pate alleges that he was injured when he fell from a top bunk bed while he was in custody at
28 the Kitsap County Jail. He now requests an order from the Court allowing the jury to view the cell in
which the plaintiff alleges he was injured as well as the crisis room in which he was placed on his return
from the hospital.

29 The Defendants oppose the request on the grounds that Plaintiff has failed to show how
30 photographs of the areas would not be appropriate. They also raise concerns regarding logistics to

31 Order Denying Motion for Jury View

1 include security concerns, staffing and inmate numbers in the jail. The Court shares the concerns and
2 issues raised by the Defendants and the motion is therefore DENIED.

3 DATED this 25th day of August, 2008.

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Karen L. Strombom
United States Magistrate Judge

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